

BILL NO. R-75-11-21.

RESOLUTION NO. R-64-75

A RESOLUTION AUTHORIZING AN APPEAL FROM THE BUDGET, TAX RATE AND LEVY FIXED BY ALLEN COUNTY TAX ADJUSTMENT BOARD AS SAME RELATES TO REDEVELOPMENT CAPITAL FUND OF THE CITY OF FORT WAYNE, INDIANA, AND AUTHORIZING WITHDRAWAL OF THE CITY OF FORT WAYNE, INDIANA'S APPEAL FROM DECISION OF ALLEN COUNTY TAX ADJUSTMENT BOARD WHICH DELETED THE STREET BOND FUND OF 1975.

WHEREAS, the City of Fort Wayne, Indiana ("the City") heretofore appealed from the Budget, Tax Rates and Levies fixed by Allen County Tax Adjustment Board which reduced said budget and said tax rates and said levies in the following manner:

- a) Line 12 of each of two 12 line statements was reduced in the following manner, to-wit:
 - i) 1975 Bond Retirement Fund (which Fund referred to in the order of the Tax Adjustment Board as "Street Bond Corp." reduced from \$421,586 to \$00.00
 - ii) Redevelopment Capital Fund reduced from \$263,342 to \$00.00
- b) The rates for the aforesaid items were reduced as follows, to-wit:
 - i) 1975 Street Bond Fund reduced from \$.093 to \$.000
 - ii) Redevelopment Capital Fund \$.058 to \$.000;

and,

WHEREAS the budget for the Redevelopment Capital Fund was fixed by the City at a rate which would permit it to engage in redevelopment projects which are long overdue, some parcels in the City's downtown area having deteriorated to such an extent they no longer generate tax income for the City or any other unit of government; and,

WHEREAS, of greater significance is the plight of the City's senior citizens; and,

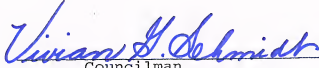
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3 WHEREAS, seeking to alleviate the plight of its senior
4 citizens at the same time as commencing the redevelopment
5 of its downtown area, the Redevelopment Commission of the
6 City has started the development of a two block downtown
7 area for senior citizens. One block is to be devoted to
8 a Senior Citizens Center. The real estate has been acquired
9 and construction is underway in this block. The second
10 block is to be devoted to a 200 unit housing development
11 and supporting commercial establishments. Having obtained
12 the approval of all agencies of the City involved, the
13 Redevelopment Commission has already placed under option,
14 major portions of the real estate in the second block. The
15 1976 budget contemplated that the Redevelopment Capital Fund
16 would be used in connection with the redevelopment of this
17 second block and the tax rates and levies were adopted for
18 this purpose. The action of the Tax Adjustment Board would
19 prevent this redevelopment from taking place in 1976; and,

20 WHEREAS, the Mayor of the City of Fort Wayne, Indiana
21 has requested the State Board of Tax Commissioners to with-
22 draw the City's appeal from the decision of the Allen County
23 Tax Adjustment Board which deleted the Redevelopment District
24 Capital Fund and the Street Bond Fund of 1975 from the tax
25 rolls, but the Common Council of the City of Fort Wayne,
26 Indiana feels that the Allen County Tax Adjustment Board
27 acted without full knowledge of all of the facts underlying
28 the budget for the Redevelopment Capital Fund and upon
29 being more fully informed of said facts the majority of said
30 Board signed a Resolution requesting a restoration of the
31 budget reduction purportedly affected by said Board; and,

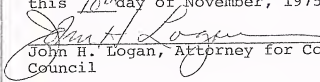
32 WHEREAS, a copy of said Resolution was attached to the
33 petition jointly filed by the City of Fort Wayne, Indiana by
34 its Mayor and by the President of its Common Council and
35 identified as Exhibit A to said petition.

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3 NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL
4 OF THE CITY OF FORT WAYNE, INDIANA:

5 That the aforesaid tax levy and rate in line 12
6 reduced for the Redevelopment Capital Fund from \$263,342
7 to \$00.00 be reinstated so that line 12 (ii) Redevelopment
8 Capital Fund be set at \$263,342, and that the rate for
9 the aforesaid item will continue to show Redevelopment
10 Capital Fund \$.058 in the budget for 1976 for the City
11 of Fort Wayne, Indiana.

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15 Councilman

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29 Approved as to form and legality
this 10th day of November, 1975.

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31 John H. Logan, Attorney for Common
Council
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Read the first time in full and on motion by _____, seconded by _____, and duly adopted, read the second time by title and referred to the Committee on _____ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: _____ CITY CLERK

Read the third time in full and on motion by J. Schmidt, seconded by Singai, and duly adopted, placed on its passage.
Passed (~~LAST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT
TOTAL VOTES	<u>8</u>			<u>1</u>	
BURNS	<u>X</u>				
HINGA	<u>X</u>				
KRAUS				<u>X</u>	
MOSES	<u>X</u>				
NUCKOLS	<u>X</u>				
SCHMIDT, D.	<u>X</u>				
SCHMIDT, V.	<u>X</u>				
STIER	<u>X</u>				
TALARICO	<u>X</u>				

DATE: 11-25-75 Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. B-64-75 on the 25th day of November, 1975.

Charles W. Westerman ATTEST (SEAL) James Stier
CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 197____, at the hour of _____ o'clock _____ M., E.S.T.

Approved and signed by me this _____ day of _____, 197____, at the hour of _____ o'clock _____ M., E.S.T.

MAYOR

Bill No. R-75-11-31

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance

A resolution authorizing an appeal from the Budget, Tax Rate and Levy fixed

by Allen County Tax Adjustment Board as same relates to Redevelopment Capital Fund

of the City of Fort Wayne, Indiana, and authorizing withdrawal of the City of

Fort Wayne, Indiana's appeal from decision of Allen County Tax Adjustment Board

which deleted the Street Bond Fund of 1975

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

Vivian G. Schmidt - Chairman

William T. Hinga - Vice-Chairman

John Nuckols

Winfield C. Moses, Jr.

Paul M. Burns

Vivian G. Schmidt

William T. Hinga

John Nuckols

Winfield C. Moses, Jr.

Paul M. Burns

DATE 1/25/75 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

The Mayor has neither approved nor disapproved BILL NO. R-75-11-31, A Resolution authorizing an appeal from the Budget, Tax Rate and Levy fixed by Allen County Tax Adjustment Board As Same Relates to Redevelopment Capital Fund of the City of Fort Wayne, Indiana, and authorizing withdrawal of the City of Fort Wayne, Indiana's Appeal from decision of Allen County Tax Adjustment Board which deleted the Street Bond Fund of 1975.

Accordingly, the same shall not become effective unless you shall pass it tonight by a two-thirds vote of all the members.



City of Fort Wayne
OFFICE OF THE CITY CLERK
ROOM 120, CITY-COUNTY BUILDING
ONE EAST MAIN ST., FORT WAYNE, INDIANA 46802

CHARLES W. WESTERMAN, CLERK
TELEPHONE 219-423-7183


I, CHARLES, W. WESTERMAN, Clerk of the Common Council
at the Regular Session of the Common Council November 25, 1975,
hereby report to the respected members of this body that the
Mayor of the City of Fort Wayne has failed to approve or disapprove
Resolution R-75-11-31 within ten (10) days of receipt of the
above mentioned Ordinance from me, Charles W. Westerman, Clerk
of the Common Council. Such failure is hereby determined a
disapproval.

Therefore, this Resolution R-75-11-31 is hereby submitted
to the respected members of this Council of the City of Fort Wayne
at this Regular Session after the said ten (10) days, and, therefore,
the Common Council does hereby take the following action with regard
to said Resolution:

The Common Council through an individual members has the power
to act upon this Ordinance and place it up for passage by a motion
for re-entry. Said Resolution R-75-11-31 shall be re-submitted
for a legal roll call that requires a two-thirds vote of the respected
members of this Common Council.

(Indiana Code 18-1-3-6)

Respectfully submitted,


Charles W. Westerman
City Clerk

DIGEST SHEET

RESOLUTION

TITLE OF ~~ORDINANCE~~ A RESOLUTION AUTHORIZING AN APPEAL FROM THE BUDGET,
TAX RATES AND LEVIES FIXED BY ALLEN COUNTY TAX ADJUSTMENT BOARD AS SAME
RELATES TO REDEVELOPMENT CAPITAL FUND AND AUTHORIZING WITHDRAWAL OF CITY OF
FORT WAYNE APPEAL FROM DECISION OF ALL COUNTY TAX ADJUSTMENT BOARD WHICH
DEPARTMENT REQUESTING ORDINANCE ~~DELETED THE STREET BOND FUND of 1975.~~

Department Requesting: Common Council

SYNOPSIS OF ORDINANCE That the tax levy and rate reduced for the

Redevelopment Capital Fund from \$263,342 to \$00.00 be reinstated so
that the Redevelopment Capital Fund be set at \$263,342, and the rate
for the aforesaid item now show Redevelopment Capital Fund \$.058 in the
1976 budget for the City of Fort Wayne.

EFFECT OF PASSAGE Redevelopment Capital Fund be set at \$263,342

EFFECT OF NON-PASSAGE Redevelopment Capital Fund will be set at \$00.00

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) \$263,342

ASSIGNED TO COMMITTEE (PRESIDENT) _____